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**Hearing Date:** June 30, 2009

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## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK


In re:

GENERAL MOTORS CORPORATION, et al.,

Debtors

Chapter 11 Case No. 09-50026 (REG) Jointly Administered

## THE CITY OF LANSING'S LIMITED WITHDRAWAL OF ITS ORIGINAL AND SUPPLEMENTAL OBJECTIONS TO THE DEBTOR'S IDENTIFICATION OF CERTAIN EXECUTORY CONTRACTS DESIGNATED FOR ASSUMPTION AND ASSIGNMENT

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The City of Lansing, Michigan, by its attorneys, Fraser Trebilcock Davis & Dunlap, P.C., and for the Limited Withdrawal of its Original and Supplemental Objections to the Debtor's Identification of Certain Executory Contracts Designated for Assumption and Assignment, states as follows:

- 1. On June 2, 2009, this Court entered the "Order Pursuant to 11 U.S.C. §§105, 363, and 365 and Fed. R. Bankr. P. 2002, 6004, and 6006: (i) Approving Procedures For Sale Of Debtor's Assets Pursuant To Master Sale And Purchase Agreement With Vehicle Acquisition Holdings, LLC, a U.S. Treasury Sponsored Purchaser; (ii) Scheduling Bid Deadline and Sale Hearing Date; (iii) Establishing Assumption and Assignment Procedures; and (iv) Fixing Notice Procedures and Approving Form Of Notice" (hereinafter referred to as the "Order"). [Docket No. 274.]
- 2. On June 15, 2009, the City of Lansing filed its original Objection to the Order, alleging, *inter alia*, that Debtor failed to adequately describe the executory contracts that were designated for possible assumption and assignment in the notices received by the City of Lansing. At the time of filing the Objection, the City of Lansing had received sixteen (16) assumption and assignment notices from the Debtor.
- 3. On June 19, 2009, the City of Lansing filed its Supplemental Objection to include four (4) additional assumption and assignment notices received by the City of Lansing on June 17, 2009, which also failed to adequately describe the executory contracts designated for possible assumption and assignment.
- 4. On June 23, 2009, the City of Lasing received two (2) additional assumption and assignment notices from the Debtor referencing two (2) separate executory contracts (Contract Vendor Master ID: **5716-01058404** and **5716-01058406**).
- 5. The June 23, 2009 notices received by the City of Lansing adequately describe and reference the respective executory contracts as required by the Order.
- 6. Accordingly, to the extent the City of Lansing's Objection or Supplemental Objection relate to executory contracts **5716-01058404** and **5716-01058406**, the City of Lansing

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withdraws its Objection and Supplemental Objection relative to executory contracts 5716-

01058404 and 5716-01058406.

7. Since no other objection was filed regarding executory contract **5716-01058406**,

the status of executory contract **5716-01058406** on the Contract Website should be changed from

"Objected" to "Noticed".

8. The City of Lansing affirms its Objection and Supplemental Objection regarding

the remaining twenty (20) assumption and assignment notices received from the Debtor until an

adequate description of each executory contract is provided.

WHEREFORE, the City of Lansing withdraws its Objection and Supplemental Objection

in regards to executory contracts 5716-01058404 and 5716-01058406.

Dated: June 25, 2009

Fraser Trebilcock Davis & Dunlap, P.C.

Attorneys for the City of Lansing

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